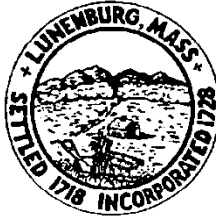


In attendance: Mr. Rabbitt presiding, Ken Jones, Carl Luck, Todd Dwyer, Brad Kennedy, Thomas Bertram, Matthew Marro, Agent.

Town of Lunenburg Conservation Commission

Richard Bursch, Chair
Jack Rabbitt, Vice-Chair
Brad Kennedy
Tom Bertram
Carl Luke
Todd Dwyer
Kenneth Jones



Tel: (978) 582-4146
960 Massachusetts Ave.
Lunenburg, MA 01462

NOTICE OF MEETING

Wednesday, February 3, 2016, 6:30 PM regular meeting
Ritter Memorial Building, 960 Massachusetts Avenue
Lunenburg, MA 01462
minutes

Call to Order

Announcements

Public Comment – Gary Burton 125 Howard Street was inquiring as to the status of the enforcement action . Chairman Bursch noted that when it was last left in October, Robert Proctor was going to perform remediation and he had recently informed the chair that he was not able to reach agreement to do the work. The chair inquired if there was debris added to the wetland. Commissioner Rabbitt inquired as to the possibility of fining. The Chair noted that the administrative hearing will be considered at the next meeting.

Dennis Hursch 915 Northfield Road wanted to know if the continued hearing at 961 Northfield Road is going to be approved. He noted that the property he has is an estate property he is concerned that people have stopped considering the purchase once they learn about the other one.

Approval of Minutes November 18, 2015, December 2, 2015 and January 6, 2016 – No action taken

Appointments/Hearings –commences at 7 PM

Pursuant to MGL ch 131, s 40 as amended and the Town of Lunenburg Wetlands Protection and Municipal Bylaws there will be a public hearing on a Notice of Intent filed by Bill Christie (Doug Smith of Soil Smith Designs representing). The proposed project is for the installation of a septic system at 777 Lancaster Avenue.

Commissioner Bertram moved to withdraw the NOI due to no one appearing at the meeting. Commissioner Luck seconded and the Commission voted unanimously.

Current Business

- 1. CONTINUED PUBLIC HEARING: UNITIL- 357 ELECTRIC AVE, NOTICE OF INTENT – Commissioner Luck moved to continue until February 17, 2016. Commissioner Bertram seconded and the Commission voted unanimously.**
- 2. CONTINUED PUBLIC HEARING: HIGH FIELD VILLAGE OFF 961 NORTHFIELD ROAD- Mark Piermarini represented the applicant and oriented the commission of the work proposed in relation to the wetland. He noted that the applicant will be meeting with the**

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Planning Board on the 8th of February and are working on addressing the concerns of the reviewing engineer. He reviewed the crossings the commission viewed on the site walks on January 30th. He outlined the utilities and the relation to the resource areas and noted that there was a replication for 90 square feet at a 2:1 ratio. The lots will require separate Orders of Condition. Commissioner Luck inquired as to the orientation of the open space relating to the proposed development. Mr. Piermarini outlined the open space.

The Chair has noted he had asked about a small public access off maple parkway as well as the sewer easement. Commissioner Jones noted that the abutting conservation land does have trails that can link. Commissioner Bertram wanted to know who would own the open space. The Chair noted that he would like to see the owner retain with a conservation restriction. Commissioner Bertram asked what would stop the commission from being able to own it. Chairman Bursch noted that owner retention would still have some revenue, however, it also allows the town not accept liability. The Chair polled the membership concerning ownership and could not enough votes at that time.

Commissioner Rabbit asked who should own the storm water system. The answer was the storm water if accepted by the town then they own it and that if they do not accept then the trust does. Commissioner Luck inquired as to any of the trees that may be cut due to old growth concerns and noted that there may be flexibility in how the commission handled each issue. Commissioner Kennedy inquired if there will be access to each basin. Mr. Piermarini replied that he is placing gravel access road.

Commissioner Rabbitt inquired as to the 100- foot buffer zone and to ask how much could be moved and what proof is there that impacts have been minimized. Mr. Piermarini agreed to try to move the basin as far away from the wetland as possible. Commissioner Rabbitt was examining ways to examine to reduce further impacts in the 50 foot buffer zone.

3. Signatures on documents to be issued. – Documents signed.

4. Certificate of Compliance – 347 Northfield Road
Old Business

1. Holman Street Parking Area- Commissioner Kennedy is going to take photos of the site to ensure a record of the work that was done is - ok

2. Shirley Reservoir Drawdown Levels -

3. Forest Cutting Plans and updates Electric Ave Gardner. That plan was reviewed by the commission. The Commission also reviewed the regulations regarding the exemption criteria. The Commission also decided to apply for stewardship grants by a motion of Mr. Jones, a second from Mr. Bertram and a unanimous vote.

4. Regulations and By-Law

5. Commission Education- Commissioner's Rabbitt, and Jones submitted forms for the MACC Conference.

6. Storm Water By-Law Chairman Bursch inquired as to the start date of the new NPDES storm water regulations from EPA. Commissioner Rabbitt noted that the deadline has been extended likely until the end of the year. With Selectmen Ebersole present at this meeting,

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commissioner Rabbitt inquired if the storm water task force could have alternate members to ensure a quorum. Mr. Ebersole noted that it can be done by an appointment and that they should go to Kerry.

7. Annual Report (Due February)

Committee Reports – FY 17 Budget

Notices & Communications

Meeting Schedule- Next meeting for February 17, 2016 at 7:00 PM In the Ritter Memorial Building.

Public Comment For Meeting Close.

Hollis Road tenants (Jones) noted the loop trail has been built and there are still area residents illegally dumping on the land. He noted that there were some minor issues when North County Land trust inspected that the tenants took care of. They also noted that there was Hollis Hills Farms materials that need to be removed onsite as it is preventing access to a trail head. They are also examining organic methods to keep trails open that are overgrowing. They also showed the commission the Mass Save audit. They noted that the 6 windows in the front of the house will need to be replaced. They will check with the Green Committee to see if there were any grant monies available. Commissioner Bertram moved to go forward with the more minor work and to price the windows.

Joanna Simeone -Was wondering why she was not notified of the LSIC being on the agenda. It was noted that there was no discussion only data. Commissioner Bertram requested that we send every agenda out to LSIC regardless. Mr. Marro will ensure that happens.

Adjournment

Notification requirement – change of regulation -The Commission examined and expressed a desire to change the local requirement under by-law from Certified return receipt to certificate of mail. It was noted that it would be less expensive to residents and accomplish the notification requirement. It was noted the state wetland regulation allows this now.